

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Jeffrey Allan Thompson

Date:

April 28, 2004

-1

Serial No.:

10/768,503

Group Art Unit:

Filed:

January 30, 2004

Examiner:

For:

Soybean Variety XB44C04

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

FILING OF AN INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)

The attached list of citations on PTO Form 1449 is being submitted under the provisions of 37 C.F.R. §1.56 and §1.97(b) in order to comply with the duty of disclosure. Their inclusion herein should not, however, be construed as an admission that any particular cited reference is effective prior art or that it discloses or renders obvious any aspect of the claimed invention. A copy of each cited reference is enclosed, except for those references which are already part of the filewrapper. This statement is being filed within the time period specified in 37 C.F.R. §1.97(b). No fee is required.

Respectfully submitted,

Ster allers

Steven Callistein

Agent for Applicant(s) Registration No. 43,525

PIONEER HI-BRED INTERNATIONAL, INC. Corporate Intellectual Property 7100 N.W. 62nd Avenue P.O. Box 1000 Johnston, Iowa 50131-1000 Phone: (515) 254-2823

Phone: (515) 254-2823 Facsimile: (515) 334-6883 APR 3 0 2004 States

Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

n_	April 28, 2004		
	Date		
		Steen Aller	
		Signature	
		Steven Callistein	
		Typed or printed name of person signing Certificate	

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

- 1. Filing Of An Information Disclosure Statement Under 37 C.F.R.§1.97(b) (1 copy)
- 2. Form PTO-1449 Information Disclosure Statement By Applicant (1 copy)
- 3. 3 References (1 copy of each)
- 4. Postcard

0

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



U.S. Department of Commerce Patent and Trademark Office ATTORNEY DOCKET NO. SERIAL NO.

1827 APPLICANT 10/768,503

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use several sheets if necessary)

Jeffrey Allan Thompson FILING DATE

January 30, 2004

GROUP

U.S. PATENT DOCUMENTS

Examiner Initial		Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate
	A1	6,605,758	8/12/2003	Streit et al.			12/22/2000
	A2	6,613,965	9/2/2003	Streit et al.			12/22/2000

FOREIGN PATENT DOCUMENTS

					Translation	
Document Number	Date	Country	Class	Subclass	Yes	No
1				1		

OTHER DOCUMENTS (Including Author, Title, Date Pertinent Pages, Etc.)

•	A3	Plant Variety Protection Certificate No. 200100074 for Soybean 94B23, issued May 8, 2001
	A4	Plant Variety Protection Certificate No. 200100081 for Soybean 94B54, issued May 8, 2001

U.S. PATENT APPLICATIONS

A5 10/355,332 1/31/2003 Thompson et al. (DO NOT PUBI	Name of Applicant of Cited Application			
AS [10/355,352 1/31/2005 Thompson et al. (DO NOT FOR	LISH)			
EXAMINER DATE CONSIDERED				

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.